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REISSUE APPLICATION DECLARATION BY THE INVENTOR

P-3914F1P1P2P1R1

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed

in patent number 6,053,929, granted 04/25/00, and for which a

reissue patent is sought on the invention entitled Surgical Scalpel.

the specification of which

☒ is attached hereto.

☐ was filed on _____ as reissue application number _____ / _____
and was amended on _____.

(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

The invention as claimed was unnecessarily limited. For example, new claims have been added to obviate the requirement that the cartridge include a means for substantially preventing proximal movement of the shield unless the cartridge is mounted to a handle. In addition, certain important aspects of the invention as disclosed in the specification were not claimed. For example, new claims have been added that relate to the configuration of the proximal end of the blade holder and its relationship with the shield.

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

Docket Number (Optional)

P-3914F1P1P2P1RI

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Name(s)

Registration Number

Correspondence Address: Direct all communications about the application to:



Customer Number

Type Customer Number here

Place Customer Number Bar
Code Label here

26253

PATENT TRADEMARK OFFICE



Firm or
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)

Bradley M. Wilkinson

Inventor's signature

Residence

39 Hillside Drive, North Haledon, NJ

Date

Citizenship

USA

Mailing Address

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Full name of second joint inventor (given name, family name)

Charles Hwang

Inventor's signature

Residence

261 Briarcliff Road, Ridgewood, NJ

Date

Citizenship

USA

Mailing Address

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Full name of third joint inventor (given name, family name)

Anthony J. Kosinski

Inventor's signature

Residence

79 Princeton Drive, New Providence, NJ

Date

Citizenship

USA

Mailing Address

79 Princeton Drive, New Providence, NJ 07974

☒ Additional joint inventors are named on separately numbered sheets attached hereto.

(REISSUE APPLICATION DECLARATION BY THE INVENTOR)

DOCKET NO.: P-3914F1P1P2P1RI

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Additional joint inventors:

Full name of fourth joint inventor (given name, family name)

Simon Cohn

Inventor's signature

Date:

Residence

9 Webster Street, #2, North Arlington, NJ

Citizenship

USA

Mailing Address

9 Webster Street, #2, North Arlington, NJ 07031

Full name of fifth joint inventor (given name, family name)

Ann C. Eckert

Inventor's signature

Date:

Ann C. Eckert

1/23/01

Residence

2902 Hermitage Avenue, Easton, PA

Citizenship

USA

Mailing Address

2902 Hermitage Avenue, Easton, PA 18045

Full name of sixth joint inventor (given name, family name)

Noel Gharibian

Inventor's signature

Date:

Residence

1501 Sunshine Drive, Glendale, CA

Citizenship

USA

Mailing Address

1501 Sunshine Drive, Glendale, CA 91208

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Inventor's signature

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR)**DOCKET NO.: P-3914F1P1P2P1R1**

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Additional joint inventors:

Full name of fourth joint inventor (given name, family name)
Simon Cohn

Inventor's signature



Date:

1/29/2001

Residence
9 Webster Street, #2, North Arlington, NJ

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Mailing Address
9 Webster Street, #2, North Arlington, NJ 07031

Full name of fifth joint inventor (given name, family name)
Ann C. Eckert

Inventor's signature



Date:



Residence
2902 Hermitage Avenue, Easton, PA

Citizenship
USA

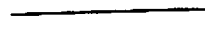
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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Becton, Dickinson and Company

Application No./Patent No.: 6,053,929 Filed/Issue Date: 04/25/00

Entitled: Surgical Scalpel

Becton, Dickinson and Company, a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ Assignments from the inventor(s) of the patent application/patent identified above. One assignment was recorded in the United States Patent and Trademark Office at Reel 010047, Frame 0601.

A copy of the other assignment is attached,
OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

JAN. 26, 2001
Date

Richard J. Rodrick

Typed or printed name

Richard J. Rodrick
Signature

Assistant Secretary

Title

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REISSUE APPLICATION: CONSENT OF ASSIGNEE; STATEMENT OF NON-ASSIGNMENT		Docket Number (Optional) P-3914F1P1P2P1RI
This is part of the application for a reissue patent based on the original patent identified below.		
Name of Patentee(s) Cohn, et al.		
Patent Number	6,053,929	Date Patent Issued 04/25/00
Title of Invention Surgical Scalpel		
<p>1. <input checked="" type="checkbox"/> Filed herein is a statement under 37 CFR 3.73(b). (Form PTO/SB/96)</p> <p>2. <input type="checkbox"/> Ownership of the patent is in the inventor(s), and no assignment of the patent is in effect.</p> <p>One of boxes 1 or 2 above must be checked. If multiple assignees, complete this form for each assignee. If box 2 is checked, skip the next entry and go directly to "Name of Assignee".</p> <p>The written consent of all assignees and inventors owning an undivided interest in the original patent is included in this application for reissue.</p>		
<p>The assignee(s) owning an undivided interest in said original patent is/are <u>Becton Dickinson and Company</u> and the assignee(s) consents to the accompanying application for reissue.</p>		
Name of assignee/inventor (if not assigned)		
Signature <i>Richard J. Rodrick</i>	Date JAN. 26, 2001	
Typed or printed name and title of person signing for assignee (if assigned) Richard J. Rodrick Assistant Secretary		

Burden Hour Statement: This form is estimated to take 0.1 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

ASSIGNMENT

U.S. Patent No. 6,053,929
Issued: April 25, 2000

WHEREAS, I, Anthony J. Kosinski (hereinafter called "Assignor"), have made certain new and useful inventions or discoveries relating to:

SURGICAL SCALPEL

embodied in U.S. Patent No. 6,053,929 which issued on April 25, 2000; and

WHEREAS, Becton Dickinson and Company, a corporation of the State of New Jersey, (hereinafter called "Assignee"), is desirous of acquiring the entire right, title, and interest therein:

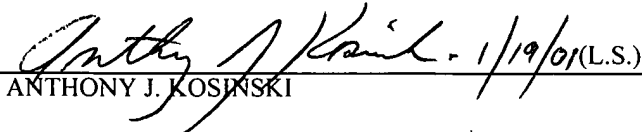
NOW, THEREFORE, BE IT KNOWN that for and in consideration of the premises and in acknowledgment, confirmation and performance of obligations which arose out of the terms and conditions of Assignor's employment by Assignee at the time the invention was made, and/or other valuable considerations to him, the receipt and sufficiency of which are hereby acknowledged, Assignor has assigned and transferred, and does hereby assign and transfer unto said Assignee the entire right, title and interest in and to all said inventions and discoveries disclosed in said patent, and in and to said patent, all substitutions, divisions, and continuations thereof, and in and to all Letters Patent, United States and foreign, that may be granted for said inventions and discoveries, and in and to all extensions, renewals, and reissues thereof, the same to be held and enjoyed by said Assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by Assignor if this Assignment and sale had not been made;

And Assignor hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States to issue all of said Letters Patent in accordance with this Assignment;

And for the consideration aforesaid, Assignor covenants and agrees with said Assignee that he has a full and unencumbered title to the inventions and discoveries above described and hereby assigned, which title he warrants unto said Assignee, its successors and assigns;

And for the consideration aforesaid, Assignor further covenants and agrees that he will, whenever requested, but without cost to him, promptly communicate to said Assignee or its representatives any facts known to him relating to said inventions and discoveries, testify in any interference or legal proceedings involving said inventions and discoveries, and execute any additional papers that may be necessary to enable said Assignee or its representatives, successors, nominees, or assigns to secure full and complete protection for the said inventions and discoveries or that may be necessary to vest in said Assignee the complete title to the said inventions and discoveries and patents hereby conveyed and to enable it to record said title.

IN TESTIMONY WHEREOF, Assignor has hereunto set his hand and seal this 19 day of January, 2001.


ANTHONY J. KOSINSKI

(L.S.)

(L.S.)


(L.S.)

☒ NOTARIZATION PAGE ADDED

STATE OF NEW JERSEY

COUNTY OF BERGEN

BE IT REMEMBERED, That on this 19 day of January, 2001, before me, a Notary public, personally appeared ANTHONY J. KOSINSKI, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to him the contents thereof, he did acknowledge that he signed, sealed, and delivered the same as his voluntary act and deed for the uses and purposes therein expressed.


KATHLEEN MONESTERY, Public
A Notary Public of New Jersey
My Commission Expires June 28, 2004